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PTO/SB/01 (12-97)
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**DECLARATION FOR UTILITY OR
DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

☐ Declaration Submitted with Initial Filing
OR
☒ Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number	10839-31939
First Named Inventor	Kenneth R. Black
COMPLETE IF KNOWN	
Application Number	09/747,353
Filing Date	December 21, 2000
Group Art Unit	2152
Examiner Name	Not Assigned

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

System and Method for Adding Transport Protocols in Distributed Middleware Applications

the specification of which (Title of the Invention)

☐ is attached hereto
OR

☒ was filed on (MM/DD/YYYY) December 21, 2000 as United States Application Number or PCT International

Application Number 09/747,353 and was amended on (MM/DD/YYYY) (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
N/A			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
N/A		

[Page 1 of 2]

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DECLARATION — Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)
N/A		

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☒ Customer Number 24728 →

Place Customer Number Bar Code Label here

☐ Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number
John T. Winburn	26,822		

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: ☒ Customer Number 24728 OR ☐ Correspondence address below

Name	John T. Winburn				
Address	Morris, Manning & Martin				
Address	3343 Peachtree Road, Suite 1600				
City	Atlanta	State	GA	ZIP	30326
Country	USA	Telephone	404-233-7000	Fax	404-365-9532

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))		Family Name or Surname			
Kenneth R.		Black			
Inventor's Signature				Date	5/2/01
Residence: City	Lakeland	State	FL	Country	USA
				Citizenship	US
Post Office Address					
Post Office Address	5017 Log Cabin Dr.				
City	Lakeland	State	FL	ZIP	33810
				Country	USA

☒ Additional Inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto

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DECLARATION	ADDITIONAL INVENTOR(S) Supplemental Sheet Page <u>1</u> of <u>1</u>
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Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])				Family Name or Surname			
Robert M.				Jensen			
Inventor's Signature				Date	5/2/01		
Residence: City	Lakeland	State	FL	Country	USA	Citizenship	US
Post Office Address							
4406 Log Cabin Dr.							
City	Lakeland	State	FL	ZIP	33810	Country	USA
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])				Family Name or Surname			
Jorge E.				Rodriguez			
Inventor's Signature				Date	5/2/2001		
Residence: City	Apollo Beach	State	FL	Country	USA	Citizenship	US
Post Office Address							
4406 Log Cabin Dr.							
City	Apollo Beach	State	FL	ZIP	33572	Country	USA
Name of Additional Joint Inventor, if any:				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle [if any])				Family Name or Surname			
Jonathan J.				Currey			
Inventor's Signature				Date	4/24/01		
Residence: City	Lakeland	State	FL	Country	USA	Citizenship	GB
Post Office Address							
515 Young Place							
City	Lakeland	State	FL	ZIP	33803	Country	USA

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Execution Date
Month Day Year

Second Party

Name (line 1)

Name (line 2)

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Name (line 2)

Address (line 1)

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Mail documents to be recorded with required cover sheet(s) information to:
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

Correspondent Name and Address

Area Code and Telephone Number

(404) 233-7000

Name

John T. Winburn

Address (line 1)

3343 Peachtree Road, Suite 1600

Address (line 2)

Atlanta, Georgia 30326

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

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4

Application Number(s) or Patent Number(s)

☐

Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

09/747,353

Patent Number(s)

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

Patent Cooperation Treaty (PCT)

Enter PCT application number
only if a U.S. Application Number
has not been assigned.

PCT

PCT

PCT

PCT

PCT

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Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$

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Method of Payment:
Deposit Account

Enclosed

☒

Deposit Account

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(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

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Authorization to charge additional fees:

Yes

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No

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Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

John T. Winburn

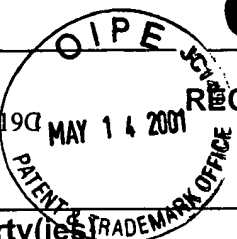
Name of Person Signing

Signature

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Conveying Party(ies)

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Enter additional Conveying Parties

Execution Date
Month Day Year

4-23-01

Name (line 1) Robert M. Jensen

Name (line 2) Jonathan J. Currey

Name (line 1)

Name (line 2)

Name (line 1)

Name (line 2)

Execution Date
Month Day Year

Execution Date
Month Day Year

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Enter additional Receiving Party(ies)

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Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Name (line 1)

Name (line 2)

Address (line 1)

Address (line 2)

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Zip Code

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Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)

ASSIGNMENT

WHEREAS, we, **KENNETH R. BLACK**, a citizen of the United States, residing at 5017 Log Cabin Drive, Lakeland, Florida 33810; **ROBERT M. JENSEN**, a citizen of the United States, residing at 4406 Log Cabin Drive, Lakeland, Florida 33810; **JORGE E. RODRIGUEZ**, a citizen of the United States, residing at 716 Spanish Main Drive, Apollo Beach, Florida 33572; and **JONATHAN J. CURREY**, a citizen of the Great Britain, residing at 515 Young Place, Lakeland, Florida 33803; (hereinafter **ASSIGNORS**) have invented certain inventions and improvements disclosed in a patent application entitled "**SYSTEM AND METHOD FOR ADDING TRANSPORT PROTOCOLS IN DISTRIBUTED MIDDLEWARE APPLICATIONS**", filed in the United States Patent and Trademark Office on December 21, 2000, and assigned Application Serial No. **09/747,353**; and

WHEREAS, **HIGHLANDER ENGINEERING COMPANY**, a corporation of the State of Florida having a principal place of business at 206 East Pine Street, Lakeland, Florida 33801-4967, is desirous of acquiring an interest in the same;

NOW, THEREFORE, for and in consideration of Five Dollars (\$5.00) and other good and valuable consideration, the receipt and sufficiency of which they hereby acknowledge, the **ASSIGNORS** by these presents do sell, assign and transfer unto **HIGHLANDER ENGINEERING COMPANY**, the full, exclusive and entire right, title, and interest in and to said patent application, and in and to all inventions and improvements disclosed and described in said patent application;

For the same consideration, **ASSIGNORS** do sell, assign, and transfer to **HIGHLANDER ENGINEERING COMPANY**, the full, exclusive, and entire right, title and interest in and to any foreign application or applications corresponding to said patent application, in whole or in part, in countries other than the United States, in and to any Letters Patent and similar protective rights granted on said foreign applications, and in and to the right to claim any applicable priority rights arising from or required for said foreign applications under the terms of

any applicable conventions, treaties, statutes, or regulations; said foreign applications to be filed and issued in the name of **HIGHLANDER ENGINEERING COMPANY** or its designee insofar as permitted by applicable law.

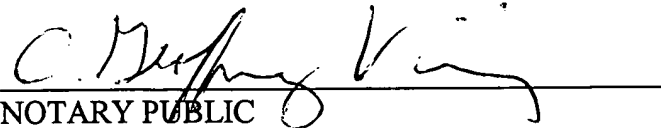
AND, for the same consideration, **ASSIGNORS** agree to sign all lawful papers, execute all foreign and other applications, make all assignments and rightful oaths, and generally do everything possible to aid **HIGHLANDER ENGINEERING COMPANY** its successors, assigns, and nominees, to obtain and enforce proper protection for all said inventions and improvements in all countries throughout the world.



Kenneth R. Black

STATE OF FLORIDA

Before me, a Notary Public in and for the State of Florida, on this 20th day of April, 2001, personally appeared **Kenneth R. Black**, who being duly sworn, signed and acknowledged the foregoing Assignment as his free act and deed.



NOTARY PUBLIC

(SEAL)

My Commission Expires:

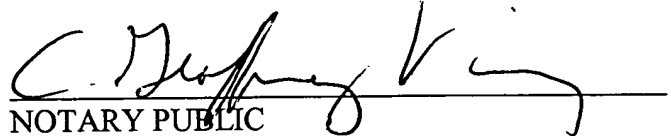
C. GEOFFREY VINING
Notary Public, State of Florida
My comm. exp. June 6, 2003
Comm. No. CC843544



Robert M. Jensen

STATE OF FLORIDA

Before me, a Notary Public in and for the State of Florida, on this 23rd day of April, 2001, personally appeared **Robert M. Jensen**, who being duly sworn, signed and acknowledged the foregoing Assignment as his free act and deed.

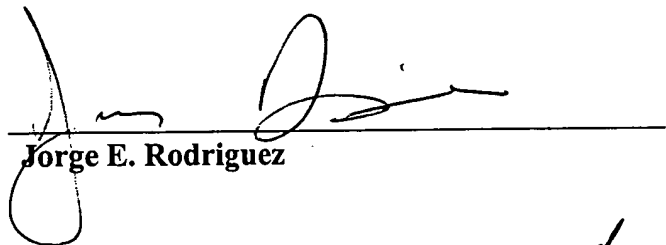


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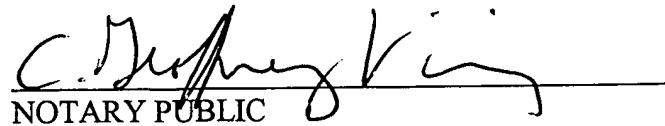
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Notary Public, State of Florida
My comm. exp. June 6, 2003
Comm. No. CC843544



Jorge E. Rodriguez

STATE OF FLORIDA

Before me, a Notary Public in and for the State of Florida, on this 23rd day of April, 2001, personally appeared **Jorge E. Rodriguez**, who being duly sworn, signed and acknowledged the foregoing Assignment as his free act and deed.



NOTARY PUBLIC

(SEAL)


My Commission Expires:

C. GEOFFREY VINING
Notary Public, State of Florida
My comm. exp. June 6, 2003
Comm. No. CC843544


Jonathan J. Currey

STATE OF FLORIDA

Before me, a Notary Public in and for the State of Florida, on this 23rd day of April, 2001, personally appeared **Jonathan J. Currey**, who being duly sworn, signed and acknowledged the foregoing Assignment as his free act and deed.


NOTARY PUBLIC

(SEAL)

My Commission Expires:

MMM Docket: 10839-31939

C. GEOFFREY VINING
Notary Public, State of Florida
My comm. exp. June 6, 2003
Comm. No. CC843544